



Attorney Docket No. NSC1-D3620 [P03801 D02]

# 7 (WE)  
S. Zard  
4/8/04

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

SHELLEY CHENG

Application No.: 09/872,684

Filed: June 1, 2001

For: **RECEIVING DATA ON A  
NETWORKED COMPUTER IN A  
REDUCED POWER STATE**

Group Art Unit: 2144

Examiner: Marc D. Thompson

**RESPONSE TO OFFICE ACTION**

400 Montgomery Street, Suite 1110  
San Francisco, CA 94104

(415) 433-2250

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

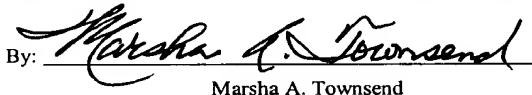
**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in a stamped envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on March 30, 2004.

GIRARD & EQUITZ LLP

Date: 03/30/04

By:

  
Marsha A. Townsend

**RECEIVED**

APR 06 2004

Sir:

This is in response to the Office Action mailed on March 16, 2004, in the Technology Center 2100 referenced application. Please amend the application as follows and consider the following remarks.

An amendment to the Specification is set forth on page 2 of this paper.

Amendments to the Claims are reflected in the listing of claims which begins on page 3 of this paper.

Remarks begin on page 5 of this paper.



**COPY**

EL727721323US

GIRARD & EQUITZ LLP  
400 Montgomery Street, Suite 1110, San Francisco, CA 94104  
415/433-2250

Address to:

Box PATENT APPLICATION  
Commissioner for Patents  
Washington, D.C. 20231

Attorney's Docket No. NSC1-D3620  
P03801 D02]

First Named Inventor Shelley Cheng

UTILITY PATENT APPLICATION TRANSMITTAL  
( under 37 CFR 1.53(b) )

**RECEIVED**

APR 06 2004

Technology Center 2100

SIR:

Transmitted herewith for filing is the patent application entitled:

**RECEIVING DATA ON A NETWORKED COMPUTER IN A REDUCED POWER STATE**

**CERTIFICATION UNDER 37 CFR § 1.10**

I hereby certify that this New Application and the documents referred to as enclosed herein are being deposited with the United States Postal Service on this date June 1, 2001, in an envelope bearing "Express Mail Post Office To Addressee" Mailing Label Number EL 727721323 US addressed to: Box Patent Application, Commissioner for Patents, Washington, D.C. 20231.

Jacob S. Zweig

(Name of person mailing paper)

Jacob S. Zweig  
(Signature)

Enclosed are:

1. ☒ Transmittal Form (two copies required)
2. The papers required for filing date under CFR § 1.53(b):
  - i. 30 Pages of specification (including claims and abstract);
  - ii. 7 Sheets of drawings.  
    — formal      ☒ informal

3. Declaration or oath

- a. ☐ Newly executed (original or copy)
- b. ☒ Copy from a prior application (37 CFR 1.63(d))  
(for continuation/divisional with Item 12 completed)

☒ Incorporation By Reference (to be used if Item 3b is checked)

The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Item 3b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

DELETION OF INVENTOR(S)

Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b)

4. ☐ Microfiche Computer Program (Appendix, see 37 CFR 1.96)
5. ☐ Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)

## ACCOMPANYING APPLICATION PARTS

6. ☐ An assignment of the invention to          is attached (including Form PTO-1595).  
☒ The prior application is assigned of record to NATIONAL SEMICONDUCTOR CORPORATION.  
Assignment recorded in PTO on June 8, 1998, at Reel 9242, Frame 0744.  
☐ The prior application is assigned, and the assignment (copy attached) was submitted to PTO for recording on         .  
i. ☐ 37 CFR 3.73(b) Statement (when there is an assignee)
7. ☐ Power of Attorney
8. ☒ An Information Disclosure Statement (IDS) is enclosed, including a PTO-1449.
9. ☒ Preliminary Amendment.
10. ☒ Return Receipt Postcard (MPEP 503 -- should be specifically itemized)
11. ☒ Other -- Nonpublication Request Under 35 U.S.C. 122(b)(2)(B)(i)
12. If a **CONTINUING APPLICATION**, check appropriate box and supply the requisite information

- ☐ Continuation  
☒ Divisional  
☐ Continuation-In-Part (CIP)

of immediately prior application No. **09/048,468**, filed **March 26, 1998**.

- i. **RELATE BACK - 35 USC 120:** If one of the above boxes are checked, please amend the specification by inserting before the first line the sentence: --This is a ☐ continuation ☒ divisional of Application no. 09/048,468, filed March 26, 1998.--

**[Note to form user: lines for item 12 are intentionally spaced to permit Examiner amendments.]**

- ii. **MAINTENANCE OF COPENDENCY OF PRIOR APPLICATION**  
(This item must be completed and the necessary papers filed in the prior application if the period set in the prior application has run).  
☒ A petition, fee and response has been filed to extend the term in the pending prior application until June 20, 2001.  
☒ A copy of the petition for extension of time in the prior application is attached.
- iii. **CONDITIONAL PETITIONS FOR EXTENSION OF TIME IN PRIOR APPLICATION**  
(Complete this item and file conditional petition in prior application if previous item (ii) not applicable).  
☐ A conditional petition for extension of time is being filed in the pending prior application.  
☐ A copy of the conditional petition for extension of time in the prior application is attached.
13. **FOREIGN PRIORITY**  
☐ Priority of application no.          filed on          in          is claimed under 35 USC 119.  
☐ English Translation Document (if applicable)

#### 14. FEE CALCULATION

- a. ☒ A preliminary amendment changing number of claims or deleting multiple dependencies is enclosed.
- b. ☒ Cancel in this application original claims 1-13 and 22-45 of the prior application before calculating the filing fee.

#### CLAIMS AS FILED

	Number Filed	Number Extra	Rate	Basic Fee (\$710)
Total Claims	8 - 20	*	x \$18.00	0
Independent Claims	1 - 3	*	x \$80.00	0
Multiple dependent claim(s), if any			\$270.00	

\*If less than zero, enter "0".

Filing Fee Calculation .....\$710.00

50% Filing Fee Reduction (if applicable) .....\$

#### 15. Small Entity Status

- a. ☐ A small entity statement is enclosed.
- b. ☐ A small entity statement was filed in the prior nonprovisional application and such status is still proper and desired.
- c. ☐ is no longer claimed.

#### 16. Other Fees

- ☐ Recording Assignment [\$40.00] .....\$
- ☐ Other fees
- ☐ Specify .....\$

Total Fees Enclosed .....\$710.00

#### 17. Payment of Fees

- ☒ A check in the amount of \$710.00 is enclosed.
- ☐ Charge Account No. 50-1697 in the amount of .
- A duplicate of this transmittal is attached.**

#### 18. All correspondence regarding this application should be forwarded to the undersigned attorney:

Alfred A. Equitz  
Girard & Equitz LLP  
400 Montgomery Street, Suite 1110  
San Francisco, CA 94104  
Telephone: 415/433-2250  
Facsimile: 415/433-2255

#### 19. Authorization to Charge Additional Fees

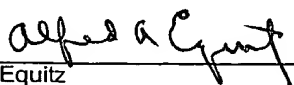
- ☒ The Commissioner is hereby authorized to charge any additional fees (or credit any overpayment) associated with this communication and which may be required under 37 CFR § 1.16 or § 1.17 to Account No. 50-1697. **A duplicate of this transmittal is attached.**

GIRARD & EQUITZ LLP

June 1, 2001  
(Date)

Attorney Docket No. NSC1-D3620  
[P03801 D02]

By:

  
Alfred A. Equitz  
Registration No. 30,922  
Attorney(s) or Agent(s) of Record